

DOCKET FILE COPY ORIGINAL

Lincoln Park Public Schools

92 Ryerson Road • Lincoln Park, NJ 07035 • (973) 696-5500 (Phone) • (973) 696-9273 (Fax)

Joyce J. Valenza, Ed.D.
Superintendent of Schools

JUL 15 2002

FCC - MAILROOM

James T. Tevis
School Business Administrator/
Board Secretary

July 10, 2002

VIA CERTIFIED MAIL

FCC
Office of the Secretary
445-12th Street SW
Washington, DC 20554

RECEIVED & INSPECTED
JUL 15 2002
FCC - M...

Reference: CC Docket Nos. 96-45 and 97-21
Form 470 Application Number: 451210000396614
Form 471 Application Numbers: 298490, 319289
Billed Entity Number: 122692
FedEx Shipping Doc#: 833078303042
Letter of Appeal, dated 04/15/2002
Administrator's Decision on Appeal -
Funding Year 2002-2003 dated June 24, 2002

To Whom It May Concern:

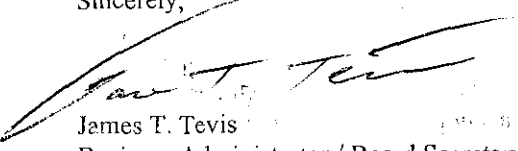
This letter serves to appeal the "Denied in Full" decision made by the SLD in regards to our original correspondence dated April 15, 2002 (see attached). Our certification pages, along with Attachment 21, were postmarked by the SLD posted deadline of January 17, 2002. Records indicate that there was a problem with the delivery (see attached) and therefore, the documentation had to be re-sent by our district.

The original shipping documentation was marked to bill via 3rd Party account. We can only assume that FedEx did not correctly identify the account number and changed (on their own accord) the method of delivery. If our district had been afforded the opportunity to correct this problem upon delivery on January 18, 2002, our Form 471 applications would have been deemed on time.

The SLD guidelines state that the certification pages must be postmarked by January 17, 2002. There are no other guidelines regarding problems/issues with the delivery of documentation. Therefore, our district is in accordance with the rules and regulations set forth by the SLD and our applications should be considered within the filing window.

If additional information is required, please call at 973-696-5500 or send fax request to my attention at 973-696-9273. Thank you for your time and consideration regarding this matter.

Sincerely,


James T. Tevis
Business Administrator / Board Secretary

JTT/jo

Attachment

No. of Copies rec'd 0
List ABCDE



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2002-2003

June 24, 2002

James T. Tevis
School Business Administrator
Lincoln Park School District
92 Ryerson Rd
Lincoln Park, NJ 07035



Re: Billed Entity Number: 122692
471 Application Number: 319289
Funding Request Number(s): 844720
Your Correspondence Dated: April 15, 2002

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year Five Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 844720
Decision on Appeal: **Denied in full**
Explanation:

- In your letter of appeal you have stated that your certification pages, along with Item 21 attachments, were postmarked by the Funding Year 2002 deadline of January 17, 2002. Your records indicate that there was a problem with the delivery and that this documentation had to be re-sent by your district. You note that SLD guidelines specifically state that the certification pages must be postmarked by January 17, 2002. You further state that that your district followed SLD guidelines, and therefore your application should be considered in window. You have included the tracking results from your original submission with your letter of appeal.

- Upon through review of your appeal it was determined that your original Block 6 certification was submitted to SLD with a shipping date of January 17, 2002. This documentation was subsequently refused by SLD and returned to you by FedEx. As our records do not indicate a reason for refusal, you were contacted by program compliance and asked to supply a copy of the airbill for this submission. The airbill you have provided shows that your documentation was sent COD. As this is an unacceptable method of delivery it was properly refused by SLD. Upon return of your submission you re-sent your certification to SLD by overnight mail. The postmark on this mailing is January 22, 2002. You included a letter with this submission stating that your original submission was postmarked January 17, 2002 but due to an error on the original packing slip the package was refused and returned to your office. As you have originally submitted your certification page by an unacceptable method of delivery, your documentation and its postmark date cannot be considered by SLD. Your second submission, postmarked January 22, 2002, is acceptable by SLD. This is the date that must be used as received by SLD. As this date is beyond the FY 2002 window of January 17, 2002 your appeal is denied
- The submission of this funding request was postmarked January 22, 2002, which caused the form to be rejected as out of window. Forms that are received out of window are not considered for funding. Your appeal has not shown that the request was improperly denied. Consequently, this funding request will not be data entered and your appeal is denied.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12th Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely fashion.** Further information and new options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site, www.sl.universalservice.org.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2002-2003

June 24, 2002

James T. Tevis
Lincoln Park School District
92 Ryerson Road
Lincoln Park, NY 07035



Re: Billed Entity Number: 122692
471 Application Number: 298490
Funding Request Number(s): 781816, 781823, 781833, 781841, 781849
Your Correspondence Dated: April 15, 2002

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year Five Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 781816, 781823, 781833, 781841, 781849
Decision on Appeal: **Denied in full**
Explanation:

- In your letter of appeal you have stated that your certification pages, along with Item 21 attachments, were postmarked by the Funding Year 2002 deadline of January 17, 2002. Your records indicate that there was a problem with the delivery and that this documentation had to be re-sent by your district. You note that SLD guidelines specifically state that the certification pages must be postmarked by January 17, 2002. You further state that that your district followed SLD guidelines, and therefore your application should be considered in the filing window. You have included the tracking results from your original submission with your letter of appeal.
- Upon a thorough review of your appeal it was determined that your original Block 6 certification was submitted to SLD with a shipping date of January 17, 2002. This documentation was subsequently refused by SLD and returned to you by FedEx. As our records do not indicate a reason for refusal, you were contacted by

program compliance and asked to supply a copy of the airbill for this submission. The airbill you have provided shows that your documentation was sent COD. As this is an unacceptable method of delivery it was properly refused by SLD. Upon return of your submission you re-sent your certification to SLD by overnight mail. The postmark on this mailing is January 22, 2002. You included a letter with this submission stating that your original submission was postmarked January 17, 2002 but due to an error on the original packing slip the package was refused and returned to your office. As you had originally submitted your certification page by an unacceptable method of delivery, your documentation and its postmark date cannot be considered by SLD. Your second submission, postmarked January 22, 2002, is acceptable by SLD. This is the date that must be used as received by SLD. As this date is beyond the FY 2002 window of January 17, 2002 your appeal is denied

- The submission of this funding request was postmarked January 22, 2002, which caused the form to be rejected as out of window. Forms that are received out of window are not considered for funding. Your appeal has not shown that the request was improperly denied. Consequently, this funding request will not be data entered and your appeal is denied.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12th Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely fashion.** Further information and new options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site, www.sl.universalservice.org.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

LINCOLN PARK SCHOOL DISTRICT
92 RYERSON ROAD
LINCOLN PARK, NEW JERSEY 07035

Telephone 973-696-5500
Fax 973-696-9273

Joyce J. Valenza, Ed. D.
Superintendent of Schools

James T. Tevis
School Business Administrator
Board Secretary

April 15, 2002

Letter of Appeal
Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

Reference: Funding Year: 2002
Form 470 Application Number: 451210000396614
Form 471 Application Numbers: 298490, 319289
Billed Entity Number: 122692
FedEx Shipping Doc#: 833078303042

Via: Fax: 973-599-6542

To Whom It May Concern,

This letter serves to appeal the decision to consider processing the above mentioned Form 471 applications outside of the filing window. Our certification pages, along with Attachment 21, were postmarked by the SLD posted deadline of January 17, 2002. Records indicate that there was a problem with the delivery (see attached) and therefore, the documentation had to be re-sent by our district.

The SLD guidelines specifically state that the certification pages must be postmarked by January 17, 2002. Our district followed these guidelines, and therefore our applications should be considered within the filing window.

If additional information is required, please send a fax request to my attention at 973-696-9273.

Sincerely yours,



James J. Tevis
School Business Administrator

JJT:lmc
Attachment

LINCOLN PARK SCHOOL DISTRICT
92 RYERSON ROAD
LINCOLN PARK, NEW JERSEY 07035

Telephone 973-696-5500
Fax 973-696-9273

Joyce J. Valenza, Ed. D.
Superintendent of Schools

James T. Tevis
School Business Administrator
Board Secretary

January 21, 2002

SLD – Form 471
C/O Ms. Smith
3833 Greenway Drive
Lawrence, KS 66046

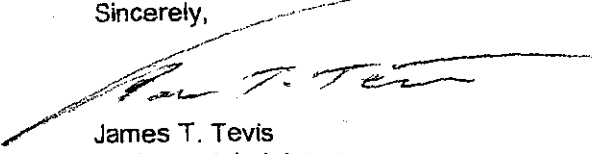
To Whom It May Concern:

Please note that the attached documents originally were **postmarked and delivered January 17, 2002**. Due to an error on the Fed Ex packing slip, the package was refused and returned to my office. Please see attached Fed Ex tracking slip.

As post offices are closed today, this is being mailed overnight via U.S. Mail on Tuesday, January 22, 2002.

Please feel free to call me if you have any questions.

Sincerely,



James T. Tevis
Business Administrator

JTT/jo

Enclosures: Fed Ex Tracking Slip
FCC Form 471